

ORIGINAL

FILED  
IN CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.

JUN 11 2018

BROOKLYN OFFICE

MATSUMOTO, J.

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

exhibit attached  
newspaper article

2018 JUN 11 PM 4:04  
CLERK'S OFFICE  
US DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

*JEANNE GORDON*

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-against-

*Civil*  
*Commissioner Deputy Commissioner NYC Police Dept*  
*Police Officer Thomas Rice #2324 and others*  
*Officers Administrative Directors Policy Writers Investigative Officers*  
*Queens Adult Crime Queens District Attorney's Office*  
(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

Complaint for Violation of Civil Rights

(Non-Prisoner Complaint)

**MISC 18 - 3037**

(to be filled in by the Clerk's Office)

Jury Trial: ☒ Yes ☐ No

(check one)

*FED CIV 38 7th Amend - USCA*  
*injunctive declaratory*  
*official, individual, investigative,*  
*administration justice,*

PLEASE NOTE. PLAINTIFF is III strikes ~~for~~ *for* ~~the~~ *the* ~~Officer~~ *Officer* placing him in this position is a defendant. He is in news for being corrupt and no longer NYRD forced to retire 2018 May.

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

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NOV 05 2018

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CLERK'S OFFICE  
US DISTRICT COURT E.D.N.Y.  
2018

BROOKLYN OFFICE

**I. The Parties to This Complaint**

**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	<u>RENNIE GIBSON</u>
Street Address	<u>3517 BEACH 54 St</u>
City and County	<u>BRONX NY 10466</u>
State and Zip Code	
Telephone Number	
E-mail Address	

**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name	<u>Commissioner NYC Police Dept Deputy Commissioner</u>
Job or Title (if known)	
Street Address	
City and County	
State and Zip Code	
Telephone Number	
E-mail Address (if known)	

Defendant No. 2

Name

Job or Title  
(if known)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address  
(if known)

Police Officer - Thomas Rice  
Sheld # 2326 and others UNKNOWN  
present

Defendant No. 3

Name

Job or Title  
(if known)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address  
(if known)

Quebec Auto Crime - Division Administrators  
Policy, investigations

Defendant No. 4

Name

Job or Title  
(if known)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address  
(if known)

Prosecutor Queen District Attorney Office

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

- ☒ State or local officials (a § 1983 claim)  
☐ Federal officials (a *Bivens* claim)

B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

*Under 1st, 4th, 5th, 14th Federal Constitutional Jurisdiction  
the arrest, malicious prosecution, conspiracy to violate due process  
abuse of process, retaliatory acts color of law, fraud, failing false  
affidavits, wrongful conviction, policy governing arrest and failure to properly  
train, supervise, create, update, administration justice & policy governing*

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

*policy of  
prosecutors  
training*

D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

*During 1994, 1995, 1996, 97, 98  
These complaints were already placed in EDNY & SDNY and  
dismissed as frivolous/harassment, delusional where plaintiff  
claimed NYPD officer Thomas Rice #2320 gave him permission  
to strip abandoned cars if he gave info to w/ plaintiff  
never believed and felt Rice was utilizing him as a fall guy  
Rice utilized informants to drive persons to abandoned cars  
filing false complaints of part removal I complained of this*

BENNETT

# Rogue detective forced out after probe by News

BY THOMAS TRACY and GRAHAM RAYMAN  
NEW YORK DAILY NEWS

AN NYPD DETECTIVE who made a career out of creating phantom witnesses to close investigations was bumped down to police officer and forced to retire after a new probe uncovered 10 more cases in which he fabricated witnesses and other information, police said Wednesday.

A criminal investigation has also been launched against former Detective Thomas Rice.

The move came after the NYPD opened a probe in the wake of a series of Daily News articles that detailed Rice's misconduct, police said.

"Internal Affairs found in the course of their investigation several additional reports that appeared to contain false information," NYPD spokesman Peter Donald said Wednesday.

"After further investigation by Internal Affairs they determined Rice had not actually interviewed witnesses or canvassed for video in a number of cases, as he had documented in his reports."

After being served with disciplinary charges on Tuesday, Rice pleaded guilty and was immediately suspended for 30 days, Donald said. He was also forced to forfeit 60 vacation days, was demoted to police officer and forced to retire.

"The case has been referred by Internal Affairs to the Queens district attorney's office for potential criminal charges," Donald said.

Rice, 46, worked at the 106th Precinct in Ozone Park for at least 20 years.

That investigation involves his conduct with the NYPD and whether he got paid by the city while working at his second job—a Long Island power-washing business he owns.

NYPD Commissioner James O'Neill, who approved the discipline meted out to Rice on Tuesday, has said publicly that the second chance the detective received six years earlier wouldn't have happened under his watch.

"If this was a case that was presented to me there's a good chance Mr. Rice... would not be a police officer anymore, would not be a member of the service," O'Neill said.

Police said that nine of the 10 new cases involved car break-ins. The 10th involved the burglary of a basement apartment.

"Those reports contained dozens of individual false entries, detailing investigative steps that were never in fact taken," Donald said.

As he was shown the door, Rice signed a waiver allowing the NYPD's disciplinary decision to be made public, despite Section 50-a of the 1976 state Civil

Rights Law, which bars the release of disciplinary findings against uniformed officers.

"We hope the NYPD continues to root out the bad apples and we commend Commissioner O'Neill for taking a thorough look at the actions of this detective," City Councilman Donovan Richards said Wednesday.

"We should never allow the actions of the few to taint the great work of the many."

Rice will be able to keep his pension, but without the annual \$12,500 variable supplement retiring cops are usually paid, sources

Police union head Michael V. Smith said he was disappointed by the handling of Rice's misconduct, but praised the work ethic of the detectives who

JODETE, IDIOTA.

He start saying a of ugly w We feel humiliat

Att'y in racist res N.Y.ers recoil at v

BY LAURA DIMON, EDGAR SANDOVAL and LARRY McSHANE  
NEW YORK DAILY NEWS

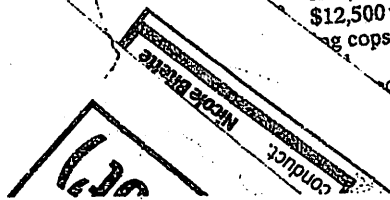
A FEW WORDS of Spanish unleashed a torrent of hate speech from a racist, ranting Manhattan lawyer.

The Madison Ave. meltdown by attorney Aaron Schlossberg included a threat to sic federal immigration officials on workers at a Midtown restaurant — because they failed to speak English in his presence.

A viral video of the Tuesday lunchtime explosion captured xenophobic Schlossberg announcing the employees were in "country" before invoking threat of deportation.

"My guess is they're not documented," Schlossberg announced loudly about the staff. "So my call is to ICE to have each of them kicked out of my country. They have the balls to come here and live off my money — I pay for their welfare. I pay for their ability to be here. The least

Coffee



### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

1993 thru 98 in Corona Queens, 115, 110 precinct area  
still continuing

- B. What date and approximate time did the events giving rise to your claim(s) occur?

April May June 1993. 95 96 97 98 still continuing  
thru police, FBI, NYPD, DOC, Mayors Office harassment

- C. <sup>Officer</sup> What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)  
In 1993 Officer Thomas Rice shield # 2326 filed false complaints of part removal from abandoned vehicles or regular cars parked in street. Rice had given permission to plaintiff to strip vehicles abandoned vehicles in exchange for info to wit plaintiff never believed.

Rice filed several complaints and was present at arrest where he stated I took parts, doors, motor transmission, interior, tires from Honda Accord, 240 SX, Nissan etc. These parts were on car untouched.

Rice would take my tool bag, dump it on ground and had utilized what appeared to be informants to drive "peeps" to cars NYPD need arrests around. When plaintiff was held

arrested, indicted and erroneously prosecuted where Queens had no evidence to support charge. These parts were on car untouched. and plaintiff was forcibly sentenced to Burglary Tools, released & beaten by NYPD

#### IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

I received <sup>110 Precinct</sup> beaten by Officer Quinn after release in Willets Pt. Linkyard area due to arguing with Queens DA on how arrests were circumvented I was punched in the head and dragged in sewer water punched several times

#### V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Re-open  
Re-institute old claims against Thomas Rice, Queens Auto Comm  
Get rid of who ever is placing my entries in front of  
Judges because somehow I believe they are changing documents.  
Allow in claims for false arrest, wrongful conviction, malicious pros-  
conspiracy to violate due, filing of false affidavits, failure to train supervise  
NYPD failure to properly train Queens Prosecutors on Brady, fraud,  
retroactive acts under color of law due to new evidence of forced  
retirement by Rice on striking similar charges of  
fraud in Ger part arrests monetary relief \$10,000,000

#### VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: June 1st, 2018

Signature of Plaintiff 

Printed Name of Plaintiff BENNIE GIBSON